

FEB 08 2013

JULIA C. CLARK, CLERK
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IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

UNITED STATES OF AMERICA) Criminal Action No. 7:08CR00041
v.) Civil Action No. 7:10CV80270
CLIFTON DWIGHT LEE,)
Defendant.) **FINAL ORDER**
) By: Hon. Glen E. Conrad
) Chief United States District Judge

In accordance with the accompanying memorandum opinion, it is now

ORDERED

as follows:

1. The magistrate judge's report and recommendation is **ADOPTED IN PART**;
2. The government's motion to dismiss is **GRANTED**;
3. The defendant's motion to vacate, set aside, or correct sentence under 28 U.S.C § 2255 is **DISMISSED**;
4. The defendant's motion for reconsideration is **DENIED**;
4. All other pending motions are **DISMISSED** as moot; and
5. This matter shall be **STRICKEN** from the active docket of the court.

The Clerk is directed to send certified copies of this order and the accompanying memorandum opinion to the plaintiff and all counsel of record.

ENTER: This 8th day of February, 2013.



Chief United States District Judge